

1 her to be added to the board of directors.

2 Q As a practical matter, though, doesn't it simply
3 give you two votes for virtually every meeting that occurs
4 relative to the boards of Trinity Broadcasting Network and the
5 affiliated corporations for those corporations of which she is
6 a board member?

7 A I suppose it could be viewed that way, Mr. Shook.
8 In some cases, I can tell you on more than one occasion in
9 such a board meeting, either the annual board meeting or
10 special board meetings, I would consult with her either before
11 or in some cases even call her on the telephone to get her
12 input and her feeling with regard to certainly important
13 matters that might come before the board. With regard to
14 routine matters, yes, sir, I in effect had two votes.

15 Q Could you please turn to page eight of Mass Media
16 Exhibit 385. The paragraph that I want you to look at for
17 yourself is the fourth paragraph on the page, which begins:
18 the president explained.

19 A Yes, sir. I've seen that.

20 Q Elaborate for me, if, if you can, what it means when
21 it says: each corporation has its own financial statements.
22 Does that mean, for example, that Trinity Broadcasting of
23 Arizona would also have monthly unaudited statements that
24 would show the money coming in and the money going out for
25 each of the, the 12 months of an operating year.

1 A Yes, sir. That is the case.

2 Q And that at some point in time, there is an audited
3 financial statement prepared specifically for Trinity
4 Broadcasting of Arizona, which separates its revenues and
5 expenses out from the Trinity family situation, the combined
6 statement that we have seen?

7 A The unaudited statement internally produced is
8 separate for each stasion (sic) -- station, yes, sir. All of
9 those then finally get combined by the auditors into one
10 overall general statement.

11 Q What I'm asking is there a separate audited
12 financial statement for a corporation such as Trinity
13 Broadcasting of Arizona or are there only the unaudited
14 monthly statements?

15 A My understanding is we only have the unaudited
16 monthly statements that are completely on a separate piece of
17 paper, if you please, as opposed to the policy of the auditing
18 firm to -- it's still separate, but it's at least on the same
19 piece of paper.

20 Q So in terms of interpreting the sentence, "each
21 corporation has its own financial statements," that is not to
22 suggest that each corporation such as Arizona has audited
23 financial statements that are prepared on an annual basis that
24 deal only with that company?

25 A Let, let me give you the purpose for, for this

1 paragraph, Mr. Shook. We've said publicly on the air through
2 the years that the financial statements of, of Trinity and its
3 affiliated and, and, and owned and operated stations is
4 available for public in-- inspection, and many people do come,
5 mostly the secular media, but many people do come and, and
6 inspect both the 990 and our audited financial statements.
7 Typically, what would happen is the unaudited statements would
8 be available in the local station manager's file, and then at
9 the end of the year the audited portion of the audited
10 statement that related to Trinity of Arizona, for example,
11 would be also sent to the local station manager, so that any
12 interested party in the Phoenix, Arizona, area could literally
13 walk into the station, as to see, and be shown the unaudited
14 as well as the audited portion that related to Trinity of
15 Arizona.

16 Q All right. So the individual walking into the
17 station in Phoenix would not be looking at the audited
18 financial information for Oklahoma City or New York?

19 A That is correct.

20 Q Now perhaps you can clarify something for me here.
21 On the first page of Mass Media Exhibit 385, it is reflected
22 that the meeting was held on January 13, 1992. Do you see
23 that in the first paragraph?

24 A Yes, sir.

25 Q Now if you turn to page nine, what appears at the

1 top is afternoon session, January 14th, 1992.

2 A Yes.

3 Q And if you look at Mass Media Exhibit 386, the
4 annual meeting of National Minority TV is taking place on
5 January 14th, 1992.

6 A Yes.

7 Q So my question is did the Trinity meeting take place
8 on the 13th, or did it take place on the 13th and the 14th, or
9 just the 14th?

10 A The Trinity combined meetings took place on the 13th
11 and part of the 14th, and the National Minority meeting took
12 place on the 14th.

13 Q So in respect to Mass Media Exhibit 386, there was
14 indeed a separate annual meeting for National Minority TV on
15 the 14th?

16 A Yes, sir.

17 Q And this is something that you're recollecting and
18 not reconstructing, correct?

19 A No, I, I remember distinctly that there were
20 separate meetings during this year for National Minority and
21 Trinity.

22 Q By this year, you mean 1992?

23 A Yes, sir.

24 Q Could you please turn to Mass Media Exhibit 386.

25 A Yes, sir. I'm there.

1 Q With respect to the third paragraph, which begins:
2 Attorney Colby May; the last sentence reads: "In his opinion,
3 National Minority has complied with all FCC rules and
4 regulations." Do you recall Mr. May providing any factual
5 basis or did he explain the basis for his opinion?

6 A This is referencing the, the declaratory ruling,
7 isn't it, that we have discussed to some extent?

8 Q Yes, it is.

9 A I, I don't recall any specific documentation,
10 Mr. Shook. I, I simply recall that he briefed the board on
11 the pending request for the declaratory ruling, and I, I
12 simply have to accept the fact that the, the minutes here
13 record the fact that he presented to the board that, in his
14 opinion, National Minority had complied with all FCC rules and
15 regulations. I, I don't have any clear, independent
16 recollection of that.

17 Q Looking at the list of officers and directors, it is
18 reflected that Terrence Hickey and Alan Brown were made or
19 were elected to the office of assistant secretary. Now if you
20 go back to Mass Media Exhibit 385, when you look at the list
21 of assistant secretaries for the various corporations on
22 three, four, and five, for the most part Terry Hickey and Al
23 Brown are elected assistant secretaries, but also Matthew
24 Crouch is. Is there any particular reason why Matthew Crouch
25 was not elected an assistant secretary of National Minority

1 TV, but apparently was elected an assistant secretary of the
2 corporations that are listed on pages two, three, four, and
3 five of Mass Media Exhibit 385?

4 A The best of my memory, Mr. Shook, is that this was
5 about the time that my son, Matthew, was thinking seriously
6 about moving on out into his own business, which he
7 subsequently did. And it seems to me, I recall that in the
8 light of that, he would be doing some clean up work in the
9 primary O-and-O stations, but that he was just not -- it just
10 didn't make a lot of sense for him to be placed with the
11 National Minority officers.

12 Q All right. Please turn to page two of Mass Media
13 Exhibit 386.

14 A Yes, sir.

15 Q And what I'd like you to focus on are the last two
16 substantive paragraphs that both begin with Reverend Hill.
17 And just read those to yourself.

18 A Yes, sir. I have read them.

19 Q With respect to the first paragraph that I've
20 focused you on, which reads Reverend Hill moved that the
21 president and secretary be empowered to seek out and acquire
22 low-power and full-power stations, was there any discussion
23 among the board members as to what the legal possibilities
24 were for National Minority TV with respect to the acquisition
25 of full-power stations?

1 A I don't recall any, any specific discussion with
2 regard to that point.

3 Q Were -- you were aware, were you not, that so long
4 as you were involved in Trinity and Trinity had 12 stations,
5 and your -- if you were going to continue to be involved with
6 National Minority TV and it already had -- or it had one
7 station at this point and was -- and had been blocked in
8 seeking the second, you were aware, were you not, of how many
9 stations National Minority could have?

10 A Yes, I, I certainly was. And, and I, I believe the
11 other members of the board were generally aware of, of that
12 provision. It, it seems I do recall maybe a little additional
13 information that might be helpful here. I, I believe it was
14 understood by all the members that while we were certainly
15 limited to only two stations, as long as I was a member of the
16 board, that we would seek ways perhaps to divest the smaller
17 stations and move up to larger market stations.

18 Q Did you specifically discuss with either Reverend
19 Hill or Pastor Aguilar how many stations National -- how many
20 full-power stations National Minority TV could have?

21 A I don't recall a specific discussion on that
22 subject, sir, but I, I do believe that it was at some point
23 discussed and was certainly understood by Reverend Hill and,
24 and Reverend Aguilar that that was the case.

25 Q Meaning that there were this, you know, rather

1 | severe limitations on the number of full-power stations that
2 | could be owned by National Minority, so long as you were a
3 | member of the board?

4 | A Yes, sir.

5 | Q But you can't remember anything specific about
6 | pointing that out to them?

7 | A No, sir.

8 | Q Now the next paragraph reads that Reverend Hill
9 | expressed an interest in acquiring a low-power station in the
10 | Los Angeles area. Mr. May agreed to research the availability
11 | of such licenses. My question to you is did Colby May ever
12 | speak with you about what, if any, stations -- any low-power
13 | stations existed in the Los Angeles area for National Minority
14 | TV?

15 | A I, I don't recall any, any discussion, Mr. Shook.
16 | I, I, I dimly remember this, this interest that was expressed
17 | by Reverend Hill, and I -- I'm sure my thinking then could be
18 | the same as now, Los Angeles has 22 full-power TV stations
19 | and, and the spectrum is so full in the southern California
20 | region that, that I knew from our experience in trying to get
21 | translator stations for Channel 40 there, that it was just
22 | almost an impossible situation. So -- but I see here that Mr.
23 | May did agree to look into it, and whether he did or not, or
24 | what the answer was, I, I have no independent recollection.

25 | Q You're not aware of any communications from Mr. May

1 to any board member of National Minority TV about the
2 availability of low-power stations in Los Angeles?

3 A No, sir.

4 Q Would you please turn to Mass Media Exhibit 387.

5 A Yes, sir.

6 Q This is a portion of an application for a new TV
7 translator station for Channel 51 in Lake Charles, Louisiana,
8 to be filed by National Minority TV. Do you see that?

9 A Yes, sir.

10 Q And if you turn to page nine, there are a listing of
11 other markets for which National Minority TV intends to file
12 during the applicable filing window, Syracuse, New York;
13 Temple, Texas; Messina, New York; and Panama City, Florida.

14 A Yes, sir.

15 Q Now did you have any role in determining which
16 communities National Minority should be filing for during this
17 filing window?

18 A No, sir.

19 Q Did you have any discussion with anyone as to how it
20 came about that National Minority is going to be filing for
21 Lake Charles and the other communities that I've -- that
22 appear on page nine of Mass Media Exhibit 387?

23 A No, sir. As we talked earlier, the identification
24 of these particular markets was generally an Engineering
25 function to see where a station would coordinate, and then my

1 understanding was Mrs. Duff basically worked those
2 arrangements out between herself and, and the Engineering
3 people.

4 Q To your knowledge, was there any question about what
5 programming National Minority was going to have on the various
6 stations that it is applying for during this window, that is
7 Lake Charles, Syracuse, Temple, Messina, and Panama City?

8 A I -- there was no question with regard to
9 programming from my point of view.

10 Q Well, I was asking to your knowledge was there any
11 question about programming.

12 A No, sir.

13 Q Apparently, there was not.

14 A No.

15 Q Could you please turn to page four.

16 A Yes, sir.

17 Q And just so we're clear in terms of the programming,
18 by there being no question, it was understood that it was to
19 be TBN programming?

20 A Yes.

21 Q Now page four is the certification of preferences
22 page, and we've gone over this exercise a number of times but
23 I'll do it again. With respect to the minority preference,
24 did you have any discussion with anyone as to the propriety of
25 National Minority claiming the minority preference?

1 A No, sir.

2 Q With respect to the diversification preferences or
3 preference, rather, did you have any discussions with anyone
4 as to how the answers should be given on this diversification
5 preference matter?

6 A No, sir.

7 (Asides.)

8 Q When the -- on, on or about the time the
9 applications were filed, you knew though, did you not, that
10 the minority preference was being claimed for National
11 Minority?

12 A I think I always assumed that it, it would be.

13 Q Please turn to Mass Media Exhibit 390.

14 A Yes, sir.

15 Q Now this is a very brief memo coming from Ben Miller
16 to yourself. And the memo appears to have in its body,
17 information relative to National Minority TV and, I take it,
18 for Trinity?

19 A Yes, sir.

20 Q Now was this kind of memo, where, where Ben Miller
21 is just passing on information, a, a memo that would have been
22 prepared in the ordinary course of business and transmitted to
23 you?

24 A I, I believe so, yes.

25 Q And also it would have been the ordinary course of

1 business for a memo from Ben Miller to include information
2 concerning both Trinity and National Minority in the same
3 memo?

4 A Yes, sir. I, I was the CEO of both and he would
5 have typically sent me that information. There was no
6 particular hard specified routine on this. I think just as
7 significant activity occurred, he would simply reference me on
8 it.

9 Q Would you please turn to Mass Media Exhibit 391.

10 A Yes, sir.

11 Q We've had identification of Mr. Horvath already from
12 another source, but can you identify for us who Mr. Horvath
13 is, George Horvath?

14 A Yes. He would be Mr. Miller's assistant.

15 Q He would be directly responsible or -- I mean he's,
16 he's supervised by Mr. Miller?

17 A Yes.

18 Q Did Mr. Horvath have a particular title or hold a
19 particular job that you're aware of?

20 A I think generally it was understood that he was in
21 the low-power coordinating area, similar to Mr. --

22 Q Sebastian?

23 A -- Sebastian, yes. Thank you.

24 Q Please turn to National Minority TV 393.

25 A Yes, sir.

1 Q Now this is a memo from Jim McClelan to both Ruth
2 Brown and Jane Duff. Can you tell us who Ruth Brown is?

3 A Yes. Ruth Brown is my sister, and is in charge of
4 the Personnel and Payroll Department.

5 Q For Trinity, correct?

6 A Yes.

7 Q Can you explain to us why Jim McClelan is writing to
8 both Ruth Brown and Jane Duff in terms of the hiring of a
9 part-time assistant for the production of Joy in the Morning?

10 A I think he was simply soliciting both of their help
11 in identifying and, and recruiting such a person. Mrs. Duff
12 certainly because she was his superior, and, and Mrs. Brown
13 because she typically had a, a pretty thick file of, of job
14 applicants and I'm sure he felt that she would be able to give
15 him some good suggestions.

16 (Asides.)

17 Q Did you act -- did you have any specific discussions
18 with your sister about -- your sister, Ruth, about
19 Mr. McClelan's request coming as it is, you know, from
20 National Minority TV? Why is it that National Minority TV is
21 seeking some kind of input from the Trinity Personnel Office
22 relative to the hiring of a production assistant for National
23 Minority TV?

24 A I, I really don't know. You, you would have to ask
25 Mr. McClelan that.

1 Q Please turn to Mass Media Exhibit 380 -- or 395,
2 rather.

3 A Yes, sir.

4 Q You'll see this is a memo from Ben Miller to
5 yourself, and the subject are -- or the subject is expected
6 low-power grants and there are -- it extends for four pages
7 total.

8 A Yes, sir. I see that.

9 Q Was this informa-- was this information the kind of
10 information transmitted by Mr. Miller in the normal course to
11 yourself?

12 A Yes. That this information would generally come
13 from either Mr. Miller or, or Mrs. Duff.

14 Q I see. It would, it would have come from Mrs. Duff
15 on occasion because she's the person in charge of low-power
16 for the network?

17 A Yes.

18 Q Please turn to Mass Media Exhibit 397.

19 A Yes, sir.

20 Q Now with, with your engineering understanding and my
21 lack thereof, perhaps you can provide a little insight as to
22 what this is all about.

23 A Yes. Mr. Miller is expressing a need for a piece of
24 technical equipment that would make for a steadier picture on
25 the Channel 24 station.

1 Q Now how, how is it that Mr. Miller would have become
2 involved in whether or not there is a steady picture on
3 Channel 24 in Portland?

4 A Well, he says here he's had reports back from both
5 Paul Ripley and Jim McClelan up in Portland that there has
6 been some, some problems in starting up their full-blown
7 production in the new studios.

8 Q Well, who is Paul Ripley?

9 A He is an employee of Trinity Broadcasting that -- he
10 is a, a member of the Production Department that, I believe,
11 may have gone up there to render some assistance in getting
12 the studio up and going. I, I don't know that for sure, but
13 it appears he did.

14 (Asides.)

15 Q This is an indication that Mr. McClelan is, you
16 know, had, had reported a problem to Ben Miller, correct?

17 A Yes, sir.

18 Q My question for you is did Mr. McClelan --
19 Mr. McClelan's relationship with Ben Miller in reporting a
20 problem in production, is this the, the same kind of report
21 that would have been made by a, say, Dale Osborne, who is the
22 general manager of Canton, to Ben Miller about a production
23 problem?

24 A It would have certainly been similar. Normally, he
25 would have reported to Mrs. Duff, but I'm sure he knew that

1 Mrs. Duff would simply pass it on to him anyway because of her
2 lack of technical experience, so apparently, if I read this
3 correctly, he simply sent this communication directly to Mr.
4 Miller.

5 Q Is it your understanding that that would have been
6 the reporting of a technical problem by McClelan to Miller, is
7 it your understanding that that would have been a, a routine
8 matter or a routine -- I'm searching for something, a routine
9 way of bringing a technical problem to the attention of a
10 person who could fix it?

11 A It would depend on the extent or the seriousness of
12 the problem. Most of the technical problems can be taken care
13 of by the local chief engineer there in Portland. But since
14 this required a decision for a pretty expensive piece of
15 equipment here, he knew that I would typically sign off on the
16 approval of that piece of technical equipment anyway, so I
17 think for that reason he came directly to me in this
18 memorandum.

19 Q I see. The, the frame synchronizer is the expensive
20 piece of equipment that NMTV is about to purchase --

21 A Yes, sir.

22 Q -- for Portland?

23 A Yes, sir.

24 Q Would you please turn to Mass Media Exhibit 398.

25 A Yes, sir.

1 Q I'm going to go over the same series of questions
2 whenever we hit one of these tax returns. This is the
3 National Minority Form 990 for the year 1991. And I, I take
4 it you did not review this return prior to its being sent to
5 the Internal Revenue Service?

6 A No, sir. I did not.

7 Q And I also take it that you're not aware of whether
8 any director of National Minority TV reviewed this prior to
9 its being sent to the Internal Revenue Service?

10 A No, sir.

11 Q And it would also be the case that TBN personnel,
12 Trinity Broadcasting Network personnel who are involved in
13 assisting in the preparation of this return, are the same
14 personnel who would have been involved in assisting in the
15 preparation of Form 990 for all Trinity entities?

16 A And let, let me draw one distinction here,
17 Mr. Shook. It would have been the Trinity personnel that
18 would have opened up and made available the information
19 contained in this report, that the preparation of this report
20 to my understanding was done solely by the outside independent
21 auditors.

22 Q All right. We're finished with Volume Six. Please
23 turn to Mass Media Exhibit 405.

24 A Yes, sir.

25 Q These are minutes of the board of directors' meeting

1 of National Minority TV for October 15, 1992. And at this
2 meeting, the minutes reflect that a resolution was adopted to
3 have money in the amount of \$1.5 million be made available,
4 either in some kind of loan or investment form, for an entity
5 called Community Brace. Do you see that?

6 A Yes, sir.

7 Q Now the question that I have for you is why is --
8 why is an entity such as National Minority TV, given its
9 financial position in October 5th -- on October 15, 1992,
10 resolving to loan or otherwise invest \$1 million-and-a-half as
11 opposed to Trinity doing that directly?

12 A As I recall, Mr. Shook, this whole project came
13 basically to me first from, from Pastor E.V. Hill, and it was
14 triggered, I believe, because of a, a very, very urgent need
15 in the south central Los Angeles area for the creation of
16 jobs, funding for programs that would create jobs, and I think
17 it just sort of occurred to all of us that National Minority,
18 by virtue of its minority purpose and involvement, was, was I
19 guess the logical instrument for such a project to be operated
20 through.

21 Q Well, I suppose -- I mean that it's precisely the
22 logic that I am exploring, and the part of the logic that
23 escapes me is why an entity that is in debt to the extent that
24 National Minority is, is making the loan or resolving to make
25 the loan. Whereas Trinity, which is not in debt at all, you

1 know, doesn't make that kind of a loan directly, as opposed to
2 going through National Minority TV.

3 A The, the reason for that, Mr. Shook, is we were in
4 -- at least in the initial stages, we were given to understand
5 by Reverend Hill that this would be a very short-lived,
6 temporary kind of thing, that the funds would be returned to
7 National Minority in, in fairly short order; that the Federal
8 Government, through the SBA, would, would match those funds
9 and that really all they needed was this seed money, as it
10 were, to get up, started, and going, and that then those funds
11 would, would come back in a fairly short period of time. So I
12 think that is one of the reasons we, you know, felt like,
13 well, let's, let's let National Minority kind of be the, the
14 hero, I guess, in, in this context, to help get a very
15 worthwhile minority project going in south central Los
16 Angeles. Subsequently, of course, we learned that there were
17 a lot of other problems that we just didn't know about early
18 on.

19 Q Please turn to Mass Media Exhibit 407.

20 A Yes, sir.

21 Q Now these are minutes of an annual meeting of the
22 combined boards of Trinity Christian Center, Santa Anna, Inc.,
23 and affiliated corporations. And what we don't have are
24 minutes that reflect that any annual meeting of National
25 Minority TV occurred on or about that time. Do you have any

1 explanation as to why there was no annual meeting of National
2 Minority TV in January of 1993?

3 A Mr. Shook, I would have certainly guessed that there
4 was one, but apparently there are no minutes at least included
5 here. No, sir, I -- I, I thought there was.

6 Q Would you please turn to Mass Media Exhibit 408.

7 A Yes, sir.

8 Q Now do you have any explanation as to how it came
9 about that the indebtedness of Community Educational
10 Television, Jacksonville Educators Broadcasting, and National
11 Minority TV were reduced to notes all on the same day?

12 A The, the best of my recollection, Mr. Shook, is that
13 it, I believe, was becoming apparent that, that CET was doing
14 well enough financially that it would be able to repay its,
15 its debt to Trinity. Also, JEB now had two full-power
16 broadcasting stations down in Florida. And the best of my
17 recollection was that -- and, and this is pretty typical in
18 your, in your non-profit world, if, if they are able to pay
19 the, the debt back, we, we will receive it thankfully and use
20 for other worthwhile purposes and projects. If a, if a
21 non-profit entity is unable to pay it back, that's just the
22 world of non-profits. We, we typically forgive the debt.

23 Q Would you please turn to Mass Media Exhibit 412.

24 A Yes, sir.

25 Q Now this is minutes of a special meeting of National

1 Minority which took place on April 20, 1993. The part that I
2 would like you to focus on is in the fourth paragraph, which
3 begins: "The directors then considered a debt of \$650,000,"
4 etc. Do you see that?

5 A Yes, sir.

6 Q All right. Just read that to yourself to orient
7 yourself.

8 A Yes, sir. I've, I've read that.

9 Q Do you recall how it came about that the decision
10 was, was made to forgive the debt in its entirety as opposed
11 to restructure the debt or come up with some other means of,
12 of dealing with this situation?

13 A All, all I recall, Mr. Shook, was that it was made
14 abundantly clear from Mr. Al Cooper that -- the president of
15 Prime Time, that based on the income of that station, it would
16 just be forever before this ver -- very large debt of \$650,000
17 could be repaid. And, again, as I've stated so often, in, in
18 the world of, of churches and non-profit organizations, our
19 intent is, is, is donative, is, is to be supportive. So it
20 was, it was simply the decision of the, the directors there
21 to, to forgive that debt.

22 Q Well, what if any knowledge did you have as to what
23 Prime Time was going to do, if anything, as a result of the
24 debt of \$650,000 for Odessa being forgiven?

25 A What they were going to do?

1 Q Were they going to expand their operations in any
2 fashion, and if so, how? Would you have any awareness of what
3 their plans were?

4 A Yes. Mr. Cooper had made it known to us in some
5 manner that his desire was to expand by building some
6 translator stations and low-power stations that would extend
7 the coverage of his primary station in Roswell, New Mexico, as
8 well as even the reach of the Midland/Odessa. So it was my
9 belief and understanding that if this debt were forgiven, it
10 would enhance his ability to, to grown and expand.

11 Q Well, what programming did his Roswell station have?

12 A Originally, I really don't know because that station
13 had been on the air for some time before it ever became a
14 Trinity affiliate, but it ultimately has become a Trinity
15 affiliate, and to what extent or what percentage of TBN
16 programs he carries, I really do not know.

17 Q Whereas at the time of the April 20 meeting, the
18 Roswell station was a Trinity affiliate?

19 A Yes, sir.

20 Q And the Midland station was also a Trinity
21 affiliate?

22 A Yes, sir.

23 Q And your understanding of what was going to happen
24 if additional translators were built by Prime Time was that
25 those prime -- those translators would also be programming --

1 or broadcasting Trinity programming?

2 A I certainly hoped they would be, but I could not
3 have known that to be a fact.

4 Q But your understanding was that that was going to
5 occur?

6 A Yes.

7 Q Please turn to Mass Media Exhibit 413.

8 A Yes, sir.

9 Q This is the final time I get to ask you these
10 questions. For -- this is the National Minority return for
11 1992 on Form 990. I take it you did not review the
12 information in this return prior to its being transmitted to
13 the Internal Revenue Service?

14 A No, sir.

15 Q And you have no knowledge whether any director of
16 National Minority TV reviewed this return prior to its being
17 sent to the Internal Revenue Service?

18 A No, sir.

19 Q But it would be your understanding that the same TBN
20 personnel who are involved in assisting in the preparation of
21 this return or preparing the -- or compiling the information
22 that appears in this return, are the same personnel who would
23 be involved in compiling similar information for the Trinity
24 Broadcasting Network and other affiliated corporations?

25 A Yes, sir.

1 Q If you can give me about one minute, Your Honor --

2 JUDGE CHACHKIN: We'll go off the record.

3 MR. SHOOK: -- very close to the end here.

4 (Whereupon, a brief recess was taken.)

5 MR. SHOOK: Mr. Topel, could you place before
6 Dr. Crouch, Mass Media Exhibit 414.

7 MR. TOPEL: What is that? What is the 414, please?

8 MR. SHOOK: That's the declaration of Alfred Roever,
9 III.

10 MR. TOPEL: Oh.

11 BY MR. SHOOK:

12 Q Now, Dr. Crouch, in reviewing this, what I'd like
13 you to focus on are paragraphs five, six, and seven. You can
14 certainly read the entire declaration, but five, six, and
15 seven are, are what I want you to focus on.

16 A Yes, sir, I've read them.

17 Q Now I believe you testified earlier that you are
18 knowledgeable of and, and good friends with Dave Roever, but
19 that you -- I think you testified that you really don't know
20 who Al Roever is and never spoke to him before. And what I'm
21 asking you is does this -- paragraphs five, six, and seven,
22 help refresh your recollection as to whether or not you ever
23 did speak with Al Roever.

24 A Yes, sir, Mr. Shook. I, I absolutely am
25 well-acquainted with and a good friend of Dave Roever, and

1 Dave Roever certainly told me about his brother, Al Roever.
2 And my understanding was that the two of them together in some
3 way possessed this construction permit. For the life of me, I
4 do not recall any telephone conversation with Mr. Al Roever,
5 and I have searched my memory and I do not ever recall really
6 ever meeting Mr. Al Roever. It says here that he called me on
7 the telephone. If he did, and he may have, but I, I simply
8 don't recall that, sir.

9 (Asides.)

10 Q Focusing on paragraph eight, do you have any
11 knowledge or recollection as to whether Al Roever signed the
12 purchase agreement for the sale of the Odessa permit in
13 Tustin, California?

14 A I have no knowledge that he ever journeyed to
15 Tustin, California, and I am not at all sure who signed that
16 application.

17 Q Your Honor, with the testimony that has been given
18 on this declaration through two witnesses, the Mass Media
19 Bureau would move Mass Media Exhibit 414 into evidence.

20 MR. TOPEL: Your Honor, we would object to that
21 unless Mr. Al Roever is produced for examination. This
22 certainly can't stand for the truth of any proposition stated,
23 and it certainly can't be used for any evidentiary purpose.

24 MR. COHEN: Could I be heard, Your Honor?

25 JUDGE CHACHKIN: Yes.